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## **Certificate of Transmission**

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**PATENT** 

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

HESTERMAN, Ebe

) Examiner:

Application No.:

10/765,038

) JOHNSON, J.J.

Filing Date:

January 28, 2004

) Art Unit:

For:

**DEVICE FOR PROCESSING PRINTED** 

) 1725

PACKAGING OR SIMILAR SUBSTRATES )

Atty. Docket No.: 3962 0160US

#### TRANSMITTAL LETTER FOR REQUEST UNDER 37 CFR 1.36(b)

MAIL STOP AF Commissioner for Patents Alexandria, VA 22313-1450 U.S.A.

Transmitted herewith is request under 37 CFR 1.36(b). Please note the following crossed items:

- (X) No additional fee is required.
- ( ) The fee has been calculated as shown below:

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- ( ) Please charge Deposit Account Number 50-1030 in the amount of \$ for the Terminal Disclaimer.
- () The Commissioner is hereby authorized to charge payment of fees associated with this communication or credit any overpayment to Deposit Account Number 50-1030.
- () Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for additional extension of time.

Respectfully submitted,

Dr. Paul Vincent Reg. No. 37,461

Date

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**PATENT** 

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Atty. Docket No.: 3962 0160US

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 USA

REQUEST FOR WITHDRAWAL OF ATTORNEY UNDER 37 CFR 1.36(b)

The Agent for the Applicant requests withdrawal of employment under 37 CFR 1.36(b) in conjunction with 37 CFR 10.40(b)(2). A brief statement of the reasons for this withdrawal request follows.

The Agent for the Applicant is a registered US patent agent residing and practising in Germany. Under German law, the Agent for the Applicant is authorized to advise clients only in matters of US patent law and not in patent law issues effecting applications in countries other than the USA. In the particular case at hand, the Applicant has repeatedly attempted to solicit the Agent's support for prosecution of applications in Japan. Despite

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clear statements on the part of the Agent to the Applicant that the Agent is not authorized to provide such support, the Applicant attempted to elicit support for drafting claims in Japan by repeatedly alleging that the claims were intended for a pending application in the United States. It has therefore become clear to the Agent, that continued employment in association with the Applicant can only result in violation of disciplinary rule. Review, acceptance and withdrawal from employment is therefore requested.

This request does not effect the correspondence address, which remains unchanged.

Respectfully submitted,

Dr. Paul Vincent

Registration number 37,461

Date

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